

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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:  
KYLE BRAGG, AS TRUSTEE, AND THE  
TRUSTEES OF THE BUILDING SERVICE  
32BJ HEALTH FUND,  
:

Plaintiff,  
:

-against-  
:

AIRWAY CLEANERS, LLC,  
:

Defendant.  
:  
-----X

21-CV-9587 (VSB)


**ORDER**

VERNON S. BRODERICK, United States District Judge:

Plaintiff filed this action on November 18, 2021. (Doc. 1). Plaintiff returned a summons indicating that Defendant was served on December 3, 2021. (Doc. 5.) The deadline for Defendant to respond to Plaintiff's complaint was December 27, 2021. (*See id.*) Defendant never responded to the complaint. Plaintiff, however, has taken no action to prosecute this case. Accordingly, if Plaintiff intends to seek a default judgment, he is directed to do so in accordance with Rule 4(H) of my Individual Rules and Practices in Civil Cases by no later than January 21, 2022. If Plaintiff fails to do so or otherwise demonstrates that he does not intend to prosecute, I will dismiss this case for failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b).

SO ORDERED.

Dated: January 3, 2022  
New York, New York

  
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VERNON S. BRODERICK  
United States District Judge